

IN THE HIGH COURT OF JUDICATURE OF
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION NO.8535 OF 2007

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Dated : May 1, 2007

Between:

A.Ramesh Babu

Petitioner

AND

The Station House Officer,
Bodhan Police Station,
Nizamabad District and others

Respondents

THE HON'BLE MR. JUSTICE D.S.R.VARMA
AND
THE HON'BLE MR. JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION NO. 8535 OF 2007

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ORAL ORDER: (per THE HON'BLE MR. JUSTICE D.S.R.VARMA)

Heard the learned Government Pleader for Home,

appearing for the respondents.

2. The complaint in this taken up writ petition is that the alleged detainee by name Syed Sharief, was illegally taken away by the Bodhan Police, Nizamabad District, on 06.04.2007 and the petitioner apprehends danger to his life.

3. Upon receiving the notices issued by this court, the first respondent – Sub-Inspector of Police, Bodhan Town Police Station, filed counter affidavit, inter alia stating that the alleged detainee was an accused No.1 in Cr. No.124 of 2007 for the offences under Sec. 20(b) of the N.D.P.S. Act and also an accused in Cr. No. 121 of 2007 registered for the offences under Sec. 457 and 380 IPC, both registered by the first respondent police. It is further stated that the alleged detainee was arrested on 18.04.2007 and was produced before the Judicial Magistrate of First Class, Bodhan, on 19.4.2007 with a request to remand him for fifteen days. Upon such request, the learned Magistrate remanded him to judicial custody and pursuant to the said order, the alleged detainee is presently lodged in District Jail, Nizamabad.

In view of the fact that the alleged detainee is an accused in the above crime and he was remanded to

judicial custody, we do not see any truth in the allegations made in the telegram. Consequently, the writ petition is dismissed, at the stage of admission. However, there shall be no order as to costs.

D.S.R.Varma, J.

D.Appa Rao, J.

May 1, 2007
MAS